

FILED
Clerk
District Court

JAN - 4 2006

For The Northern Mariana Islands
By _____
(Deputy Clerk)

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Attorney for Plaintiff MPLA

IN THE UNITED STATES DISTRICT COURT
FOR THE
NORTHERN MARIANA ISLANDS

BOARD OF THE MARIANAS PUBLIC
LANDS AUTHORITY AND MARIANAS
PUBLIC LANDS AUTHORITY, for
themselves and on behalf of the Northern
Marianas Descent,

Plaintiffs,

vs.

MICRONESIAN TELECOMMUNICATIONS
CORPORATION, PACIFIC TELECOM,
INC., AND DOES 1-5,

Defendants.

CIVIL ACTION NO. 05-0034

PLAINTIFFS' CASE MANAGEMENT
CONFERENCE STATEMENT
PURSUANT TO LR 16.2CJe2

Plaintiffs Board of the Marianas Public Lands Authority and the Marianas Public Lands
Authority, by and through the undersigned counsel, hereby request leave of Court to submit
Plaintiffs' Case Management Conference Statement as required by LR 16.2CJe2 as follows:

(a) **Service of process on parties not yet served.** All named parties were served.

1 **(b) Jurisdiction and venue.** Plaintiffs filed the Summons and Complaint at the Superior
2 Court of the Commonwealth of the Northern Mariana Islands on October 3, 2005. On November
3 2, 2005, Defendants filed a Notice of Removal on the grounds that Plaintiffs' Complaint involves
4 a federal question. On December 8, 2005, Defendants answered the Complaint. On January 3,
5 2006, Plaintiffs filed a Motion to Remand on the grounds that the Court lacks jurisdiction
6 because Plaintiffs' Complaint does not involve a federal question.

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8 **(c) Track assignment.** Plaintiffs agree with the Court that this case should be assigned
9 to the Standard Track as defined in LR 16.2CJc.

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11 **(d) Anticipated motions.** Plaintiffs anticipate filing motions for summary
12 judgment/partial summary judgment, motion to amend and/or supplement pleadings based on
13 discovery, and motion for judicial notice.

14 **(e) Anticipated or remaining discovery, including limitation on discovery.** The
15 parties have yet to conduct any formal discovery.

16
17 **(f) Appropriateness of special procedures such as consolidation of actions for**
18 **discovery or pretrial, reference to a master or to arbitration or to the Judicial Panel or**
19 **Multidistrict Litigation, or application of the Manual for Complex Litigation.** None.

20 **(g) Modifications of the standard pretrial procedures specified by the Local Rules**
21 **on account of the relative simplicity or complexity of the action or proceeding.** None.

22 **(h) Settlement prospects.** Plaintiffs are amenable to a fair and reasonable settlement.

23 **(i) Any other matter which may be conducive to the just, efficient and economical**
24 **determination of the proceeding, including the definition or limitation of issues.** The Court
25 should hear the Plaintiffs' motion to remand as soon as practicable to determine whether the
26 Court has jurisdiction based on a federal question looking at the face of the Complaint, or in the
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1 alternative, the Court should order an evidentiary hearing to determine whether the Court has
2 jurisdiction pursuant to 28 U.S.C. 1446(c)(5).

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5 Dated this 4th day of January, 2006.

6 Respectfully submitted,

7 LAW OFFICES OF RAMON K. QUICHOCHO, LLC

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9 Ramon K. Quichocho
10 Attorney for Plaintiff Board of MPLA
11 Matthew T. Gregory
12 Attorney for Plaintiff MPLA
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